



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

APR 14 2014

**VIA CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

Robert Gabriel Sterling

Sandy Springs, GA 30350

RE: MUR 6640

Dear Mr. Sterling:

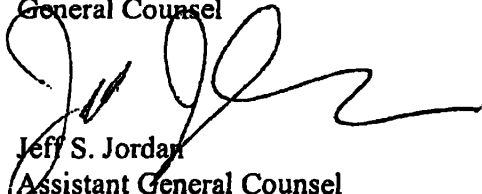
The Federal Election Commission reviewed the allegations in your complaint received on September 7, 2012. On April 9, 2014, based upon the information provided in the complaint, and information provided by respondents Jeffrey Kazanow and his campaign committee, Friends of Jeff Kazanow and Jeff Kazanow in his official capacity as treasurer, the Commission decided to dismiss the allegation that the respondents violated the Federal Election Campaign Act of 1971, as amended (the "Act"), and Commission regulations. Accordingly, the Commission closed its file in this matter on April 9, 2014.

Documents related to the case will be placed on the public record within 30 days. See Statement of Policy Regarding Disclosure of Closed Enforcement and Related Files, 68 Fed. Reg. 70,426 (Dec. 18, 2003) and Statement of Policy Regarding Placing First General Counsel's Reports on the Public Record, 74 Fed. Reg. 66132 (Dec. 14, 2009). The Factual and Legal Analysis, which more fully explains the Commission's findings, is enclosed.

The Federal Election Campaign Act of 1971, as amended, allows a complainant to seek judicial review of the Commission's dismissal of this action. See 2 U.S.C. § 437g(a)(8).

Sincerely,

General Counsel

BY:   
Jeff S. Jordan  
Assistant General Counsel  
Complaints Examination  
& Legal Administration

Enclosure  
Factual and Legal Analysis

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14044353622

**FEDERAL ELECTION COMMISSION**

**FACTUAL AND LEGAL ANALYSIS**

RESPONDENTS: Friends of Jeff Kazanow  
and Jeff Kazanow as treasurer  
Jeffrey H. Kazanow

MUR 6640

**I. INTRODUCTION**

This matter was generated by a Complaint filed by Robert Sterling ("Sterling") alleging violations of the Federal Election Campaign Act of 1971, as amended (the "Act"), and Commission regulations by Respondents Friends of Jeff Kazanow and Jeff Kazanow in his official capacity as treasurer (collectively the "Committee") and Jeffrey H. Kazanow.<sup>1</sup> After reviewing the record, the Commission exercised its prosecutorial discretion and dismissed the allegation.

**II. FACTUAL AND LEGAL ANALYSIS**

**A. Factual Background**

Sterling states that Kazanow's Statement of Candidacy, which was filed on May 31, 2012, failed to include the year Kazanow was seeking election. The Reports Analysis Division ("RAD") sent Kazanow a Request for Additional Information ("RFAI") on June 6, 2012 requesting that Kazanow provide an amended Statement of Candidacy by July 11, 2012, but Kazanow failed to do so. *Id.* Sterling also contends that the Committee's first financial disclosure report, the 2012 July quarterly report, should have been filed with the Commission by July 15, 2012, but states that it was not received by the Commission until July 18, 2012. Finally,

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<sup>1</sup> Kazanow was a 2012 candidate in Georgia's 6th congressional district.

1 July 16, 2012 by “overnight delivery service.”<sup>4</sup> Therefore, it appears that the report was filed on  
2 July 16, 2012, one day late.<sup>5</sup>

3 Under the Commission’s disclaimer regulations, a political committee must provide  
4 disclaimers on websites available to the general public stating that the committee paid for the  
5 website. *See* 11 C.F.R. § 110.11(a)(1), (b)(1). Kazanow does not dispute that the Committee’s  
6 website failed to include the requisite disclaimer. However, the website apparently included  
7 sufficient identifying information so that the public was unlikely to have been misled.

8 In light of the relatively limited scope of the violations, and in furtherance of the  
9 Commission’s priorities relative to other matters pending on the Enforcement docket, the  
10 Commission exercised its prosecutorial discretion pursuant to *Heckler v. Chaney*, 470 U.S. 821  
11 (1985), and dismissed this matter.

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<sup>4</sup> See 2012 July quarterly report, <http://docquery.fec.gov/pdf/499/12030851499/12030851499.pdf> at 12.

<sup>5</sup> The Commission’s website lists the filing date for the July quarterly report as “July 16, 2012,” *see* <http://www.fec.gov/fecviewer/CandidateCommitteeDetail.do>.